ITEM NO.7+21 Court 4 (Video Conferencing) SECTION XI-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s).11212/2020

(Arising out of impugned final judgment and order dated 18-05-2020 in WP(C) No.33316/2019 passed by the High Court Of Kerala At Ernakulam)

MATHAI VANIYATH & ORS. Petitioner(s)

VERSUS

MARTHOMAN CHURCH MULANTHURUTHY & ORS. Respondent(s)

(FOR ADMISSION and I.R. and IA No.94067/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.94070/2020-EXEMPTION FROM FILING AFFIDAVIT)

WITH
SLP(C) No.11562/2020
(FOR ADMISSION and I.R. and IA No.97005/2020-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 29-09-2020 These petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE ASHOK BHUSHAN
HON'BLE MR. JUSTICE R. SUBHASH REDDY
HON'BLE MR. JUSTICE M.R. SHAH

Counsel for the parties:
Mr. Harish N. Salve, Sr. Adv.
Mr. Naveen R. Nath, AOR
Mr. M.T. George, Adv.
Mr. Saji Verghese, Adv.
Mr. Rahul Jain, Adv.

Mr. V. Giri, Sr. Adv.
Mr. M.S. Vishnu Sankar, Adv.

Mr. Krishnan Venugopal, Sr. Adv.

Mr. Sadiq, Adv.
Mr. Sriram Parakkat, Adv.

Mr. C.U. Singh, Sr. Adv.
Mr. E.M.S. Anam, AOR

UPON hearing the counsel the Court made the following
O R D E R

Signature Not Verified
Digitally signed by MEENAKSHI KOHLI
Date: 2020.09.29 15:20:30 IST
Reason:

SLP(C) No.11212/2020

Heard learned counsel for the parties.

We do not find any ground to entertain this special leave

petition. The special leave petition is dismissed.

However, we observe that O.P.(Civil) No.57469/19 and the regular appeal filed against the order dated 25.10.2019 of First Additional District Judge should be decided on its own merits. We also note that the petitioners' case is that their case is not covered by K.S. Varghese vs. Saint Peters and Saint Paul's Syrian Orthodox Church (2017) 15 SCC 333 whereas the learned counsel for the respondents submits that this case is fully covered by the judgment of this Court in K.S. Varghese (supra).

Pending application(s), if any, stands disposed of.

SLP(C) No.11562/2020

The special leave petition is dismissed.

Pending application(s), if any, stands disposed of.

(ARJUN BISHT)
COURT MASTER (SH)

(RENU KAPOOR)
BRANCH OFFICER